

Regulation 5: Fit and Proper Person Requirements
Directors and Non-Executive Directors - Self-Declaration form

On 20th November 2014 the Care Quality Commission (CQC) published guidance on the fit and proper person requirements and duty of candour which came into force for all NHS providers from 27th November 2014. These regulations play a major part in ensuring the accountability of directors (executive, non-executive, permanent, interim and associate positions, irrespective of voting rights) of NHS bodies and outline the requirements for robust recruitment and employment processes for board level appointments. As part of the assurance against the new Fit and Proper Person requirements for new and existing board members, you are required to answer the following questions, sign, date and return.

Have you got the qualifications, competency, skills and experience which are necessary for your current position at SFHFT	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Are you able by reason of health (after reasonable adjustments are made) of properly performing tasks which are intrinsic to the office or position for which you are employed at SFHFT	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Have you been responsible for, been privy to, contributed to or facilitated any serious misconduct or mismanagement (whether lawful or not) in the course of carrying on a regulated activity or providing a service elsewhere which, if provided in England would be a regulated activity	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<p>Have you been subject of any of the following:</p> <ul style="list-style-type: none"> • undischarged bankrupt or a person whose estate has had sequestration awarded in respect of it and who has not been discharged. • subject of a bankruptcy restrictions order or an interim bankruptcy restrictions order or an order to like effect made in Scotland or Northern Ireland. • a moratorium period under a debt relief order applies under Part VIIA (debt relief orders) of the Insolvency Act 1986. • a composition or arrangement with, or granted a trust deed for, creditors and not been discharged in respect of it. • included in the children's barred list or the adults' barred list maintained under section 2 of the Safeguarding Vulnerable Groups Act 2006, or in any corresponding list maintained under an equivalent enactment in force in Scotland or Northern Ireland. • prohibited from holding the relevant office or position, or in the case of an individual from carrying on the regulated activity, by or under any enactment. 	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Have you been convicted in the United Kingdom of any offence or been convicted elsewhere of any offence which, if committed in any part of the United Kingdom, would constitute an offence?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Have you been erased, removed or struck-off a register of professionals maintained by a regulator of health care or social work professionals?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Have you ever been found not to be a fit and proper person for the purposes of Regulation 5 (<i>future appointments</i>)	<input type="checkbox"/> Yes	<input type="checkbox"/> No

As a Director, it is also recommended that you also familiarise yourself with the Trust's Constitution, its Monitor Licence and also the NHS Foundation Trust Code of Governance, as these are the Trust's core governance documents with which the Board of Directors and Council of Governors are expected to comply. Copies are available on Monitor's website and the Corporate Services office will also offer support and advice as appropriate

I hereby agree that the above is accurate

Name	Position
Signed	Date